

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

*In Re:*

ANNE M. MARTZEN aka	:	Chapter 13
ANNE M. TRAPPER,	:	
Debtor(s)	:	
	:	
RICHARD J. MARTZEN,	:	Case No.: 5-17-03499-JJT
Movant(s)	:	
Vs.	:	
	:	
ANNE M. MARTZEN aka	:	
ANNIE M. TRAPPER and	:	
CHARLES J. DEHART, III,	:	
CHAPTER 13 TRUSTEE	:	
Respondent(s)	:	

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**RESPONSE TO MOTION OF RICHARD J. MARTZEN  
FOR RELIEF FROM THE AUTOMATIC STAY**

**AND NOW COMES**, Anne M. Martzen aka Annie M. Trapper, Debtor, by and through her attorney, John J. Martin, and files this Response as follows:

1. Admitted.
2. Denied. By way of further response, Debtor has an interest in real property as per a “Farm Lease Agreement” attached to Movants Motion. Debtor intends to amend her schedules to include such interest.
3. Admitted.
4. Debtor admits that she operates a farm on a portion of 299 Little Keen Road which includes a barn and agricultural land on which she tends to cattle and horses.
- 5.
6. Denied and strict proof thereof is demanded at trial.
7. Denied and strict proof thereof is demanded at trial.

8. Denied. By way of further response, the “Farm Lease Agreement” (hereinafter “Agreement”) specifically states that “Tenant has rights to all property, buildings and equipment at no cost of rent.”

9. Denied. By way of further response, the Agreement was signed by both the Debtor and the original owners of the subject property for a term of 88 years, to expire in June of 2099. Further, by acquisition of the subject property by the Movant, Movant took possession of the property subject to the Agreement.

10. No response required.

11. Denied. By way of the signed Agreement, Debtor has an interest in those premises.

12. Denied. By way of the signed Agreement, Debtor has an interest in those premises, and as will be noted in her Amended schedules, said lease has significant value for purposes of reorganization.

13. No response required.

**WHEREFORE**, Anne M. Martzen aka Anne M. Trapper, Debtor, respectfully requests this Honorable Court deny Movant’s Motion for Relief and for such other and further relief as the Court deems just and proper.

Dated: 5/15/2018

Respectfully Submitted,

\_\_\_\_\_/s/\_\_\_\_\_  
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